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6 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 WILLIAM L. GREEN,

9 Plaintiff,

10 v.

11 DEPARTMENT OF VETERANS
AFFAIRS, et al.,

12 Defendants.
13

CASE NO. 3:20-cv-05249-BHS

ORDER ON REVIEW OF MOTION
FOR RECUSAL

14 On January 13, 2022, Plaintiff William Green filed a Motion seeking to disqualify the
15 Honorable Benjamin H. Settle in this matter. Dkt. #91. On January 18, Judge Settle issued an
16 Order declining to recuse himself and, in accordance with this Court's Local Rules, referring that
17 decision to the Chief Judge for review. Dkt. #92; LCR 3(f).

18 A judge of the United States shall disqualify himself in any proceeding in which his
19 impartiality "might reasonably be questioned." 28 U.S.C. § 455(a). Federal judges also shall
20 disqualify themselves in circumstances where they have a personal bias or prejudice concerning
21 a party or personal knowledge of disputed evidentiary facts concerning the proceeding. 28
22 U.S.C. § 455(b)(1). Pursuant to 28 U.S.C. § 144, "whenever a party to any proceeding in a
23 district court makes and files a timely and sufficient affidavit that the judge before whom the
24 matter is pending has a personal bias or prejudice either against him or in favor of any adverse

1 party, such judge shall proceed no further therein, but another judge shall be assigned to hear
2 such proceeding.” “[A] judge’s prior adverse ruling is not sufficient cause for recusal.” *United*
3 *States v. Studley*, 783 F.2d 934, 939 (9th Cir. 1986); *see also Taylor v. Regents of Univ. of Cal.*,
4 993 F.2d 710, 712 (9th Cir. 1993) (“To warrant recusal, judicial bias must stem from an
5 extrajudicial source.”).

6 The Court has reviewed the above Motion and finds that Plaintiff’s arguments for recusal
7 rely solely on adverse rulings from Judge Settle, which cannot serve as a basis for recusal. *See*
8 *Studley*, *supra*. Plaintiff presents no evidence of bias from an extrajudicial source.

9 Plaintiff has failed to present a reasonable basis to question Judge Settle’s impartiality.
10 Accordingly, the Court hereby finds and ORDERS that Judge Settle’s refusal to recuse himself
11 from this matter, Dkt. #92, is AFFIRMED.

12 DATED this 25th day of January, 2022.

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15 RICARDO S. MARTINEZ
16 CHIEF UNITED STATES DISTRICT JUDGE
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